

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ROME DIVISION

EARL PARRIS, JR., individually, and  
on behalf of a Class of persons similarly  
situated,

*Plaintiff,*

CITY OF SUMMERVILLE,  
GEORGIA,

*Intervenor-Plaintiff,*

v.

3M COMPANY, et al.,

*Defendants.*

Civil Action No.  
4:21-cv-40-TWT

**JOINT MOTION FOR ENTRY OF CONSENT DECREE**

Plaintiff, Intervenor-Plaintiff, and Defendant Ryan Dejuan Jarrett  
(collectively “the Parties”) hereby move the Court to enter the Consent Decree filed  
herewith, and in support thereof state as follows:

1. On July 20, 2022, the Parties filed a Joint Notice of Lodging of Proposed  
Consent Decree [Doc. 216] and a Proposed Consent Decree [Doc. 216-1] in order to  
provide the Court with notice of the Parties’ proposed settlement.

2. Also on July 20, 2022, Plaintiff served a copy of the Proposed Consent Decree  
on the Department of Justice (“USDOJ”) and on the Administrator of the United  
States Environmental Protection Agency (“USEPA”).

3. On August 2, 2022, as required by 40 C.F.R. 135.5(b), Plaintiff filed a Notice of Service of Proposed Consent Decree [Doc. 224, demonstrating service of the Proposed Consent Decree on both USDOJ and USEPA]. As shown in Exhibit A thereto [Doc. 224-1], USDOJ determined that the 45-day review and comment period ended on September 5, 2022.

4. On September 6, 2022, USDOJ provided the letter attached hereto as Exhibit 1, and Ex. A thereto, to counsel for the Parties, confirming that the United States has no objection to the entry of the Consent Decree by this Court. To ensure that the government's position is on the public record, the Parties file USDOJ's September 6, 2022 letter and attachment herewith.

Now that USDOJ has completed its review of the Consent Decree, and has no objection to its entry, the Parties respectfully request that the Court enter the Consent Decree filed herewith as expeditiously as possible.

This the 6th day of September, 2022.

/s/ James S. Whitlock  
Gary A. Davis (*phv*)  
James S. Whitlock (*phv*)  
DAVIS & WHITLOCK, P.C.  
21 Battery Park Avenue, Suite 206  
Asheville, NC 28801  
Telephone: 828-622-0044  
Fax: 828-398-0435  
jwhitlock@enviroattorney.com  
gadavis@enviroattorney.com

/s/ Craig K. Pendergrast  
Craig K. Pendergrast  
GA Bar No. 571155  
CONTINUUM LEGAL GROUP LLP  
5605 Glenridge Drive Suite 600  
Atlanta, GA 30342  
Telephone: 770-800-3518  
cpendergrast@ContinuumLG.com  
*Counsel for Defendant*  
*Ryan Dejuan Jarrett*

Jeffrey J. Dean  
Ga. Bar #006890  
Thomas Causby  
Ga. Bar # 968006  
MORRIS & DEAN, LLC  
101 E. Crawford St.  
Dalton, GA 30720  
jeff@morrisanddean.com  
tom@morrisanddean.com  
Phone: 706-226-0300  
Fax: 706-229-4363

*Counsel for Plaintiff*

/s J. Anderson Davis  
J. Anderson Davis, Esq.  
Ga. Bar # 21107  
BRINSON, ASKEW,  
BERRY, SEIGLER, RICHARDSON  
& DAVIS, LLP  
Post Office Box 5007  
Rome, GA 30162-5007  
adavis@brinson-askew.com  
Phone: 706-291-8853  
Fax: 706-234-3574

Jeff Friedman, *Pro Hac Vice*  
Lee Patterson, *Pro Hac Vice*  
FRIEDMAN, DAZZIO,  
& ZULANAS, P.C.  
3800 Corporate Woods Drive  
Birmingham, AL 35242  
jfriedman@friedman-lawyers.com  
lpatterson@friedman-lawyers.com  
Phone: 205-278-7000  
Fax: 205-278-70001

*Counsel for Intervenor-Plaintiff*  
*City of Summerville*

**CERTIFICATE OF COMPLIANCE**

Pursuant to Norther District of Georgia Civil Local Rule 7.1.D., the undersigned counsel certifies that the foregoing filing is prepared in Times New Roman 14 point font, as mandated in Local Rule 5.1.C.

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing **JOINT MOTION FOR ENTRY OF CONSENT DECREE** has been filed electronically with the Clerk of Court by using the CM/ECF system which will automatically email all counsel of record.

This the 6th day of September, 2022.

/s James S. Whitlock